

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

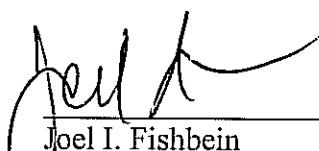
IN RE: MUSHROOM DIRECT PURCHASER ANTITRUST LITIGATION) Master File No. 06-0620
THIS DOCUMENT RELATES TO:) Nos.: 06-03523
GIANT EAGLE, INC. v. EASTERN MUSHROOM MARKETING) Judge O'Neill
COOPERATIVE, INC., ET AL. 06-03523))

**DEFENDANT M. CUTONE MUSHROOM CO., INC.'S JOINDER
IN DEFENDANT M.D. BASCIANI & SONS, INC.'S
MOTION FOR SUMMARY JUDGMENT FILED ON JANUARY 6, 2014**

Defendant M. Cutone Mushroom Company, Inc. ("Cutone") respectfully joins in Defendant M.D. Basciani & Sons, Inc.'s Motion for Summary Judgment which was filed under seal on January 6, 2014 and is located at docket entry 518. Defendant Cutone incorporates all of the arguments set forth therein and requests all of the relief requested therein.

LITCHFIELD CAVO, L.L.P.

BY:



Joel I. Fishbein
1515 Market Street, Suite 1130
Philadelphia, PA 19103
(215) 557-0771
fishbein@litchfieldcavo.com

CERTIFICATE OF SERVICE

I, Joel I. Fishbein, do hereby certify that I served a true and correct copy of Defendant M. Cutone Mushroom Co., Inc.'s Joinder in Defendant M.D. Basciana & Sons, Inc.'s Motion for Summary Judgment filed on January 6, 2014 on January 15, 2014 using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants.

David P. Smith W. Ross Foote Percy, Smith & Foote, L.L.P. 720 Murray Street P.O. Box 1632 Alexandria, Louisiana 71309 Tel: (318) 445-4480 Fax: (318) 487-1741	Brent B. Barriere David Patron Susie Morgan Phelps Dunbar, L.L.P. Canal Place 365 Canal Street, Suite 2000 New Orleans, Louisiana 70130 Tel: (504) 584-9210 Fax: (504) 568-9130
Robert T. Kelly, Jr. Myers, Brier & Kelly, LLP 425 Spruce Street, Suite 200 P.O. Box 551 Scranton, Pennsylvania 18501-0551 Tel: (570) 342-6100 Fax: (570) 342-6147	Adam Moskowitz Tucker Ronzetti Kozyak, Tropin & Throckmorton, P.A. 2525 Ponce De Leon, 9 th Floor Coral Gables, Florida 33134 Tel: (305) 372-1800 Fax: (305) 372-3508
John Gregory Odom Stuart E. Des Roches Odom & Des Roches, L.L.P. Suite 2020, Poydras Center 650 Poydras Street New Orleans, Louisiana 70130 Tel: (504) 522-0077 Fax: (504) 522-0078	Robert A. Kutcher Chopin, Wagar, Richard & Kutcher 3850 Notih Causeway Boulevard, Suite 900 Metairie, Louisiana 70002 Tel: (504) 830-3838 Fax: (504) 836-9540
Alfred G. Yates Law Office of Alfred G. Yates, Jr., P.C. 519 Allegheny Building 429 Forbes Avenue Pittsburgh, Pennsylvania 15219 Tel: (412) 391-5164 Fax: (412) 471-1033	Anthony J. Bolognese Joshua H. Grabar Bolognese & Associates, LLC One Penn Center Plaza 1617 JFK Boulevard, Suite 650 Philadelphia, Pennsylvania 19103 Tel: (215) 814-6750 Fax: (215) 814-6764

<p>Michael D. Hausfeld Brian A. Ratner Cohen, Milstein, Hausfeld & Toll, P.L.L.C. 1100 New York Avenue, N.W. West Tower, Suite 500 Washington, D.C. 20005 Tel: (202) 408-4600 Fax: (202) 408-4669</p>	<p>Linda P. Nussbaum Kaplan, Fox & Kilsheimer, LLP 805 Third Avenue, 22nd Floor New York, New York 10022 Tel: (212) 687-1980 Fax: (212) 687-7714</p>
<p>Paul E. Slater Sperling & Slater, P.C. 55 West Monroe Street, Suite 3300 Chicago, Illinois 60603 Tel: (312) 641-3200 Fax: (312) 641-6492</p>	<p>Eugene A. Spector Jeffrey L. Kodroff Jeffrey J. Corigan Jay S. Cohen Spector Roseman & Kodroff 1818 Market Street, Suite 2500 Philadelphia, Pennsylvania 19103 Tel: (215) 496-0300 Fax: (215) 496-6611</p>
<p>Nathan Neuman Law Offices of Nathan Neuman 700 Lake Drive Ambler, Pennsylvania 19002 Tel: (215) 646-9520 Fax: (215) 646-9521</p>	<p>R. Scott Palmer Manuel J. Dominguez Berman, DeValerio, Pease, Tabacco, Burt & Pucillo 222 Lakeview Avenue, Suite 900 West Palm Beach, Florida 33401</p>
<p>Donald M. Barnes Salvatore A. Romano Porter, Wright, Morris & Arthur, LLP 1919 Pennsylvania Avenue NW, Suite 500 Washington, D.C. 20006-3434 Tel: (202) 778-3000</p>	<p>William A. DeStefano Rudolph Garcia Joseph Joseph R. Loverdi Buchanan Ingersoll P.C. 1835 Market Street, 14th Floor Philadelphia, Pennsylvania 19103-3887 Tel: (215) 665-3887</p>
<p>H. Laddie Montague, Jr. Martin I. Twersky Berger & Montague, P.C. 1622 Locust Street Philadelphia, Pennsylvania 19103-6365 Tel: (215) 875-3000 Fax: (215) 875-4671</p>	<p>Abraham C. Reich Fox, Rothschild, O'Brien & Frankel, LLP 2000 Market Street, 10th Floor Philadelphia, Pennsylvania 19103 Tel: (215) 299-2090</p>

<p>Donna M. Albani Law Offices of Donna M. Albani 11 Hampton Lane Glen Mills, Pennsylvania 19432 Tel: (610) 459-8858</p>	<p>Thomas K. Schindler Brown, Mayhart, Martin & Schindler, 112 West Courthouse Alley West Chester, Pennsylvania 19380 Tel: (610) 436-9100</p>
<p>Amy R. Richter 621 SW Morrison Street, Suite 1300 Portland, Oregon 97205-3816 Tel: (503) 224-0435</p>	<p>Barbara Sicalides Pepper Hamilton, LLP 3000 Two Logan Square 18th & Arch Streets Philadelphia, Pennsylvania 19103 Tel: (215) 981-4000 Fax: (215) 689-4532</p>
<p>Neill C. Kling Francis P. Newell Harkins Cunningham, LLP 2800 One Commerce Square 2005 Market Street Philadelphia, Pennsylvania 19103 Tel: (215) 851-6700 Fax: (215) 851-6710</p>	<p>Tanya W. Bowman Theresa A. Canaday Frost, Brown, Todd, LLC 400 West Market Street, 32nd Floor Louisville, Kentucky 40202-3363 Tel: (502) 589-5400</p>
<p>Bruce E. Gerstein Noah H. Silverman Kevin Landau Garwin, Gerstein & Fisher, LLP 1501 Broadway, Suite 1416 New York, New York 10036 Tel: (212) 398-0055 Fax: (212) 764-6620</p>	<p>Barry L. Refsin Steve D. Shadowen Hangley, Aronchick, Segal & Pudlin One Logan Square, 21st Floor Philadelphia, Pennsylvania 19103-6933 Tel: (215) 568-6200 Fax: (215) 568-0300</p>

LITCHFIELD CAVO LLP


BY: _____
JOEL I. FISHBEIN